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11 Attorneys for Plaintiff and Counter-Defendant
EXCEPTIONAL INNOVATION, LLC

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

15 EXCEPTIONAL INNOVATION, LLC,
16 Plaintiff,
17 vs.
18 KONTRON AMERICA, INC.,
19 Defendant.

Case No. 3:07-CV-02041-LAB-JSP

**NOTICE OF REMOVAL OF COUNSEL
CHRISTOPHER M. HEIKAUS
WEAVER**

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22 Christopher M. Heikaus Weaver requests that he be removed as attorney of record
23 for Plaintiff and Counter-Defendant Exceptional Innovation, LLC with respect to all
24 matters in the above-entitled action. Summer Young Agriesti, of the law firm of Rutan &
25 Tucker, LLP, has replaced Mr. Heikaus Weaver and will, in addition to Jeffrey
26 Wertheimer who has previously associated in, act as counsel of record for Plaintiff and
27 Counter-Defendant Exceptional Innovation, LLC. Accordingly, please remove Mr.
28 Heikaus Weaver from your e-service list and ensure that future notices and papers relating

1 to the above-entitled action are not sent to Mr. Heikaus Weaver, but rather Summer Young
2 Agriesti and Jeffrey Wertheimer.

3 Dated: April 2, 2008

RUTAN & TUCKER, LLP
JEFFREY WERTHEIMER
CHRIS M. HEIKAUS WEAVER
SUMMER YOUNG AGRIESTI

4 By: 

5
6 Chris M. Heikaus Weaver
7 Attorneys for Plaintiff and Counter-
8 Defendant EXCEPTIONAL
INNOVATION, LLC

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PROOF OF SERVICE

I am employed in the County of Orange, State of California. I am over the age of 18 and not a party to the within action; my business address is Rutan & Tucker, LLP, 611 Anton Boulevard, Fourteenth Floor, Costa Mesa, California 92626-1931.

On April 2, 2008, I served the following described as:

**NOTICE OF REMOVAL OF COUNSEL
CHRISTOPHER M. HEIKAUS WEAVER**

on all parties identified for Notice Of Electronic Filing generated by the Court's CM/ECF system in this case on this date in the following manner:

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*Attorneys for Defendant and Counter Claimant
KONTRON AMERICA, INC.*

(BY ELECTRONIC SERVICE) by causing the document to be served via the Court's ECF Filing System.

(FEDERAL) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

EXECUTED on April 2, 2008, at Costa Mesa, California.

Michelle Perciavalle
(Type or print name)

Michelle Fenwick
(Signature)